G R S App F IX 4]

1942-43

File No 155-42

Previous References

(NIL)

Serial Nos 2 4 5 18 19

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 5

Part B for Feb 43

SUBJECT

Filling up of vacancies in the managing Committee of the Arakere Municipal High School

87 49

To

The D P I
" DCs of Distts
" Comptroller
" Presidents of Dist Boards

Directs the addition of a rule as Rule 4A of the Rules for the management of the Municipal High Schools in the State ℒ 7406 27 ∞ 29/1/43

BSK 23/3

Filling up of vacancies in the Municipal Council caused by the arrest of Messrs M Chennappa & D Aravintha Singh

General and Revenue Secretariat

File No 153 of 1942 [App F III—2

Serial No	
2	From the Deputy Commissioner Hassan No. Letter No MC 561/42-9 dated 18-8-1942, reporting that Messrs M Chennappa and D. Aravintha Singh, Members of the Municipal Council have been arrested and requesting for instructions as to how the vacancies should be filled up. 1) The facts of the case are explained fully in the P.W.D. Secretariat orders. 2) The D.C. Hassan 21/8/42 raised two points for orders 1) Whether the vacancies should be deemed to have occurred in the Municipal Council, consequent on the arrest and detention of the two members by Messrs M Chennappa & D Aravintha Singh 2(a) whether the Municipal Council may be asked to nominate two others as members of the Managing Committee of the Municipal High School instead of the above persons as otherwise for want of a quorum no business could be transacted during their absence

NOTE—Contn Sheet

WD 04155—GPB—55 000—23 10-41

Serial No

3 In regard to the first point it may be stated that the two persons continue as members of the MLC until they cease within the provisions of Clause 12 (2) (d) of the Tuvalu Act 1933 by absenting themselves from the meetings of the MLC during four successive months without the permission of the MLC Hence to do will if approved, be informed that no action need be taken for the present as no vacancy has occurred

4 In regard to the second point Kind reference is invited to rule 5 of the rules issued with Fo u L 3530-47/vol 47-34-25 dated 16 11 34 wherein it is stated that 15.2.19..

the term of the members elected or nominated to the MLC shall be determined with that then from on the above books etc There is no provision in the rules to meet cases of the kind first have, however, power under rule 38 to make additions & alterations to the rule as may be considered necessary If approved, the DC of Nkie may be consulted on the matter & provision made in the rule to cover such cases as otherwise the business would come to a

Serial No

SEC'Y LAB DEPT
OCT 2 1942
SEC'Y TO ASSOC'T

OFFICE OF THE SECRETARY
RECEIVED
Date 24 8 42
No 1710

Plans Sec'y

Secretary [illegible] 24/8/42

1) ACB may be done

Mrs. 24-8-42

Mrs Del R.S.G. 24/8/42

7 may be expected

HG 27 8 42

Cmy 27 8 42

8 mks - Offs Hdq [illegible]

[illegible] 27/8/42

9 Submitted with a draft letter to the D C Hassan Bill and another to the D.P.I

Kmm 27 8 42 GS 27/8/42

Le Stone 28/8/42

The D C Hassan Bill No L 2403 d 29-8-42 Issues certain instructions

To

The D.P.I No L 2404 d 29-8-42 Calls for draft modifications to the rules for the regulation of Municipal Hospitals

Secs A (Weekly reminders to be issued)

NOTL—Cont Sheet

GS

1/9

W D 14155- G1 B—5 000—23-10 41

2611/62

Filling up of vacancies in the Managing Committee of the Arsikere Municipal High School

File No. 414 of 194 | General and Revenue Secretariat

Serial No

From The D P I
No Dis- 1116-128/62-63 dt 13-10-62

Proposes that the following note be added to rule 4 of the rules to meet the situation

"If any non-official member or members are disabled from attending the meetings of the school Committee, the respective local body should immediately nominate other members in their places so as to satisfy rule 21 of the rules, and forward their names to the D.P.I for approval"

2 The submitted for orders of the Law section may be Consulted in the first instance

21/10 3 The addition of the note to rule 4 of the rules as proposed above would meet the requirements of the case brought to notice by the D.P.I

4 The Education Min may also be consulted before taking further action

SECY TO GOVT EDUCATION DEPT

Law secy for Secy to Govt

5 If so proposed he will kindly issue orders

Mr M.N.M 22/10

Asst Secy (Pattan) 25/10 for 29/10

Recd from M 2/11 P A

Filling up of vacancies in the Management Committee of the Arakkere Municipal High School

General and Revenue Secretariat | File No 2414/7 of 194 | [App F III-2

Serial No

-17 The Education Branch may be consulted in the matter subd with refee to para 16 of the note

18 Pl bring up for 2/11/11

Sd 2/11 GS 11

19 Draft G.O is put up for orders

Sd 16/11 20 The draft suggested by the D P I seems to requires slight revision

1) Under his draft the Municipal Council may nominate a member person in place of another when of the latter does not attend a single meeting of the Committee

2) It does not specifically mention that the absentee absentees will be disqualified from membership and the absence of such specific mention may lead later on to all sorts of complications

3) The Draft does not further for failure on the part of a recalcitrant Municipal Council to carry out its obligation of electing another member

21 A revised draft is submitted for consideration

It is respectfully submitted however that what is required in this case is as laid down in the rules prescribed in rule 21

NOTE—Cont Sheet

WD 041 5—GPB—5 000—23 10 ··

6

File No | of 194 | General and Revenue Secretariat

Serial No

That rule fixes the quorum at 2 now-official members while this may no doubt be all right in the case of Committees which consist of non-official members elected by the Municipal Council and the Distt Board in which case the total number of non-officials on the Committee is 5, a lower quorum is necessary in the case of Committees to which the Distt Board does not depute its quotas, since it does not make as considerable a contribution to the maintenance of the School. In such a case the number of non-official members on the Committee is only three all of whom are elected by the Municipal Council. A quorum of 2 is such a case appears to be somewhat high.

MMW 16/12

Law Secy)

23 Jan Consideration

Remarks

Chn 16-12-42

MMW 16/12

24 Jan Secy

W C

SECY LAW GOVT

GENERAL SECRETARIAT 17 DEC 1942

18/12/42

3130

24) In the draft put up, it is mentioned that two members of the Municipal Council Arasikere are elected to the Managing Committee of the Municipal High School But they are reported to have been nominated and not elected So both in the preamble and in the ~~xxxxxx~~ body of the G O , the words ~~elected~~ will have to be substituted by the word nominated" Moreover as per Rule 4 ~~also~~, these persons are to be nominated

A

Flag D

25) It may be desirable to reduce the number of non-official members to form the quorum from two to one as suggested, when the number of non-official members is only ~~xxxxx~~ three i e , those nominated by the Municipal Council, and ~~if~~ there are no members nominated by the District Board on account of its not

owards the maintenance of

High School

GENERAL SECRETARY
5 JAN 1943
Le 157

Gen Secy) 5/1/43

25) A May be done -

27) As regards the quorum the Govt does not seem desirable to reduce the number of non-official members

—should routine notes be written on small slips
notes must be copied or slips pasted on this form

WD 078—GPB—30,000—25-7-40

9 L II 402/L

Filling up of vacancies in the managing Committee of the Arankere Municipal High School.

from two to one as suggested by the Law B the existing rule may be allowed to stand

Minister for Edn through Secy Law

28) The draft is slightly amended

Secy 6/1

L 5.8/12

The draft G.O. Was amended providing absence for three successive meetings instead of two, to lose the seat.

JWB
12 1 43

29) The draft G.O. has been accordingly amended. Regd issue?

Law Secy
13/1/43

30) For perusal

31) Minister Edn 55

13/1/43

27 1. 43

28 1 43

To,
the D P I
the D C's of Dists
The Comptroller
The P & D R's of Dists
Copy to Press Branch

L 7408-27 Dt 29 1 43

Issues a modified Rule re A re filling up of vacancies of the elected members on the Committee of management

SECY LAW DEPT
GOVT OF MYSORE

Date 11 1 43
No 3348

SECY LAW DEPT
GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L S G & P H
Date 15 1 43
No 5441

110V/L

Office of the Deputy Commissioner,
Hassan District,

No Ml C 581/42 Dated Hassan the 18th August 1942

Ml → Ml 155-42-2

From

N S Hirannayya, Esq , M A ,
Deputy Commissioner, Hassan District

To

C Narayanaswamy Naidu, Esq , B A , B L ,
Secretary to Government, Law Department, Bangalore

SECY LAW DEPT
21 AUG 1942
GOVT OF MYSORE

Sir,

I have the honour to state that Messrs H Chennappaiya and D Anantha Singh of Arsikere have been arrested under Rule 26(1) (b) and (5) of the Defence of India Rules and are detained These two persons are the elected councillors of the Town Municipal Council, Arsikere and under Section 12 (1) & (2) of the Town Municipal Act, the provisions contained therein do not seem to apply in this case as being a disqualification from continuing them as Municipal Councillors

I am therefore making this reference under Section 12 (3) for favour of obtaining orders of Government as to whether a vacancy is deemed to have occurred in the council and whether action could be taken to fill up the two places

I may also add in this connection that the above two persons are on the Managing Committee of the Municipal High School Arsikere As the presence of at least two non-official members is necessary to form the quorum under Rule 21 of the Rules for the management of the Municipal High School, it is also a point for orders as to whether the Municipal Council may be asked to nominate two other persons instead, for the conduct of High School committee meetings as otherwise no business can be transacted during the absence of the two members

I request you to kindly obtain urgent orders of Government in the matter

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Hassan District
(Absent from Headquarters)

1 S D

Appendix F G—1]

DCV I

Section ML
File No 153-42
Serial No 4

Diary No of letter replied to

No L - 203/42.

To

General and Revenue Secretariat

the *194*

Date of issue 29/8/42

Signed by K. G. R. Rao

The D C Hassan Wasi-

Sir

With refce to your letter no ML C 5-81/42 dt 18-8-4 re Soliciting orders ~~as to the~~ the arrest and detention of Messrs H Chennappanak and D Ananth Swamy, members of the Arsikere Town M.I. Bd (1) ~~have~~ should be deemed to have ceased ~~as~~ vacancies in the said Mnl Bd and (2) whether the Mnl Bd may be allowed to nominate two other persons ~~for~~ the managing committee of the local Mnl Hosp School in place of the aforesaid persons, I am directed

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

to State that - the two persons continue as members of the M.L.C. until they ~~cease~~ fall within the purview of clause 12 (2), (d), of the Mysore Town Municipalities Act, 1933 by absenting themselves from the meetings of the M.L.C. during four successive months without the permission of the M.L.C. and ~~therefore~~ there is therefore no vacancy in the M.L.C. to be filled up at present.

With regard to the other point viz ~~whether~~ the new nominated Councillors ~~be~~ to be appointed nominated to the Managing Committee of the local Municipal High School in the place of the two Councillors who are under detention, separate orders will issue in due course.

I have Etc

for Secy to Govt.
Law Dept

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No *Dated, Bangalore,* 29 August 1942

FROM L. 2404 / MR 155-42-4

The Secretary to the Government of His Highness the Maharaja of Mysore

Law Department

To

The Director of Public ~~Health~~ Instruction in Mysore,
Bangalore

Sir,

I am directed to forward herewith copy of letter No.Ml C 581/42 dated 18th August 1942 received from the Deputy Commissioner, Hassan District, regarding the arrest and detention of Messrs H Channappiah and D Ananth Singh, Members of the Arsikere Town Municipal Council and of the Managing Committee of the local Municipal High School and to state that as the said Municipal Councillors are not disabled under the existing law from continuing as such, they continue to be members of the Managing Committees of the High School, under rule 5 of the rules issued with G O No.L 3530-47/Ml 47-34-25 dated 15th February 1935 for the regulation of Municipal High Schools and their Committees in the State But as the presence of at least two non-official members is obligatory to form the quorum under rule 21 of the said rules, it is necessary to secure the presence of two other non-official members representing the Municipal Council and the rules in question have accordingly to be amended. I am to request you, in these circumstances, to suggest draft ~~notifications~~ made to the rules to meet the situations of the kind under reference

This may kindly be treated as immediate

I have the honor to be,
Sir
Your most obedient servant,

o/c

For Secretary to Government,
Law Department

SR/2

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

Date of issue 29/8/42

Signed by G. S. R. Rao

List of enclosures

Copied by

Examined by

Section ML

File No 153-42

Serial No 5

L 24/8/42

To

The D.P.S.

Sir

I am directed to forward herewith a copy of letter No ML C 581/42 dated from the D.C Hassan dt 18-8-1942 regarding the arrest and detention of Messrs H Channappa Gowda and D Ananda Singh Members of the Arsikere Town Municipal Council and the Managing Committee of the local Municipal High School and to request you to know and furnish by your opinion state that as the said Municipal

WD 04161—GPB—60 000—24 10 41

Councillors are not disabled under the existing law from continuing as such they continue to be members of the Managing Committee of the High School under rule 5 of the rules issued with G no L 35-30-47/HL47-34-25-d 15-2-35 (has to) for the regulation of Municipal High Schools and their Committees in the State But as the presence of at least two non official members is ~~necessary~~ obligatory to form the quorum under rule 21 of the ~~rules~~ said rules it is necessary to secure the presence of two other non official members representing the municipal and the rules in question have accordingly to be amended I am to request you in these circumstances, to suggest draft modifications to the rules to meet the situations of the kind under reference

This may kindly be treated as immediate

I have Etc

for Secy to Govt
Law Dept

1837/L

No.Ml.C.581/42.

Office of the Deputy Commissioner,
Hassan District,
Dated Hassan, the 16th September 1942

From

N. S. Hirannayya, Esq., M.A.,
Deputy Commissioner, Hassan District.

SECY LAW DEPT

To

C. Narayanaswami Naidu, Esq., B.A., B.L.,
Secretary to Government, Law Department,
Bangalore.

Sir,

Adverting to your letter No.L.2403/Ml.155-42-4 dated the 29th August 1942, in the matter of the nomination of two other Municipal Councillors to the Managing Committee of the Municipal High School, Arsikere, vice Messrs H. Channappaiya and D.Anantha Singh who are under detention, I have the honour to request that very early orders of Government may kindly be obtained as there are many important subject to be disposed of by the Managing Committee.

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

22 Sept. 1942.

L 3264

Law Department.

The Director of Public Instruction in Mysore,
BANGALORE.

Sir,

I am directed to invite reference to this office letter No.L.2404/ml.155-42-5, dated 29-8-1942, calling for draft modifications to the rules relating to the Managing Committees of municipal High Schools and to request that the proposals in this behalf may be submitted very ~~many~~ early, as the Deputy Commissioner, Hassan District requests early orders so that the managing committee of the Municipal High School, Arsikere, may function and dispose of ~~many~~ ~~things~~ the many important subjects which are said to be pending there.

I have the honour to be,
Sir,
Your most obedient servant,

Ramachandra

For Secretary to Government
in Law Department

Appendix F G—1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Date of issue 22.9.42

Signed by M G R Rao
& Asst J

List of enclosures

Copied by

Examined by

Immediate

Section

File No

Serial No

No L 3264

To

The Director of Public Instruction

Sir

I am directed to invite reference to this office letter no L 2404/Mel 155-42-5 of 29 8 1942 calling for draft modifications to the rules relating to the Managing Committees of Municipal Heights Schools and to request that the proposals in this behalf may be submitted very early as the GO Pasaran Dt requests early orders so that the Managing Committee of the Municipal

High School teachers ~~many~~ how to teach
those many important subjects which are
said to be pending there

I have to

from 24 & 25

Dr Law Secretary

Edn. [82]

Postal Address —POST BOX No 6
Tel Add e —EDUCAGEN Bangalore

Department of Public Instruction

Government of Mysore

2442/L

No. Dl. 1114-128 of 42-43.

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION IN MYSORE

ENCL

Bangalore dated 13th October 1942

16 OCT 1942

FROM *RAJASEVASAKTA*
A R WADIA, ESQ, B A, (CANTAB), BAR AT LAW,
~~XXXX~~ DIRECTOR OF PUBLIC INSTRUCTION IN MYSORE,
BANGALORE

SECY TO LAW DEPT * 17 OCT 1942 * GOVT MYSORE

C. NARAYANASWAMY NAIDU, ESQ., B.A., B.L.,
Law Secretary to the Government of
H H the Maharaja of Mysore, Bangalore.

SIR,

SUBJECT -- Modification of the Rules governing the Managing Committees of Municipal High Schools.

With reference to your letter No.L.2404/Ml.155-42-4 dated 29th -- August 1942 and subsequent reminder thereon No.L 3264 dated 22nd September 1942 calling for draft Modifications in the above matter, I have the hono to state that it would be enough if a note as follows is added to Rule 4 of the Rules

' "If any non-Official Member or Members are disabled from attending the Meetings of the school Committee, the respective local body should immediately nominate other members in their place so as to satisfy Rule 21 of the Rules, and forward their names to the Director of Public In- struction for approval

I have the honour to be,
Sir,
Your most obedient servant,

DIRECTOR OF PUBLIC INSTRUCTION.

N J.P/13-10.

2563/L

Office of the Deputy Commissioner,
Hassan District,

No Ml C 581/42 Dated, Hassan, the 21st October, 1942

Encl One

Rc 153-42—18

From

N S HIRANNAYYA, Esqr , M A ,
Deputy Commissioner,
Hassan District,
Hassan

To

C. NARAYANASWAMI NAIDU, Esqr , B A , B L ,
Secretary to Government,
Law Department,
Bangalore

Sir,

Adverting to correspondence ending with your letter No L 2403/Ml 155-42-4 dated 29-8-42 in the matter of the nomination of new Municipal Councillors to the Managing Committee of the Municip High School at Arsikere in place of those who are under detention, I have the honour to forward herewith a copy of letter No 337/42 dated 11-10-42 addressed by the Head Master to the Secretary of th Municipal High School Committee and to request that early orders of Government may kindly be obtained in the matter

I have the honour to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Hassan District

GS/-

Letter No 337/42-43 dated 11th October 1942 from the Head Master Municipal High School, Arsikere, to the Secretary, Municipal, High School Committee, Arsikere --

I beg to bring to your kind notice that the presence of non-official members of the Managing Committee, on the Freesship Committee, is necessary, as per rules for awarding of freeships to the poor and deserving students studying in the several classes of this School Freeships ought to have been awarded in the month of August only But it could not be decided on account of the present political disturbance and the absence of the non-official members of the Managing Committee

The students who are poor and regularly attending classes deserve encouragement But freeships cannot be decided since the three non-official members who are on the Managing Committee, are all under custody I request you, therefore, kindly to permit me to decide freeships, even without non-official members --

Memo No H S C 22/42 dated 12th October 1942 from the Secretary High School Committee, Arsikere --

Submitted to the Deputy Commissioner, Hassan District for kind instructions --

" C o p y "

Deputy Commissioner,
Hassan District

4640 pfhr 4021

Office of the Deputy Commissioner,
Hassan District,
[illegible]

No C 581/42

The Secretary to Government, Municipal Department,
Bangalore.

Sir,

Secy Law Dept
Govt of Mysore

Secretary to Government, Municipal Department,
Bangalore.

Advertting to your letter No L 2403/M1 155-42-4 dated 29th August 1942 in the matter of the nomination of two other Municipal Councillors to the Managing Committee of the Municipal High School, Arsikere vice Messrs H Channappaiya and D Anaithasingh who are under detention, I have the honor to request that very early orders of Government may kindly be obtained as there are many important subjects to be disposed of by the Managing Committee As Mr A Basiddiah another non-official member to the Committee is also under detention I solicit orders in this case also

The connected file was sent with a draft for amending the rule in the subject

Asst Secy Municipal 5/43

I have the honor to be,
Sir,
Your most obedient servant
Deputy Commissioner,
Hassan District

It has been sent to the Law Branch & believe

Asst Secy L S G 6/43

Law Branch for their statement if it has been received there

6/1/43

as
3324

Editor
6/1

The file was returned to the Law Secy on 6/1/43

7/1/43 Law Secy

4179

Postal Address —POST BOX No 6
Tel Add ss —EDUCAGEN Bangalore

Department of Public Instruction,
Government of Mysore

No D1-1114-128 of 42-43

ENCL

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION IN MYSORE

Bangalore dated 9th January 1942

11 JAN 1943

FROM Rajasevasakta
A R WADIA, ESQ, B A, (CANTAB), BAR AT LAW,
~~Offg~~ DIRECTOR OF PUBLIC INSTRUCTION IN MYSORE,
BANGALORE

SECY LAW DEPT GOVT OF MYSORE

To

C Narayanaswamy Naidu, Esq , B A , B L ,
Secretary to the Government of His Highness
the Maharaja of Mysore, Law Department,
Bangalore

SIR,

Subject - Modification of the rules governing the Managing Committees of Municipal High Schools

In inviting your kind reference to correspondence ending with my letter number cited above dated 13/16th October 1942 and subsequent reminder thereon dated 8th December 1942, I have the honour to request the favour of early orders of Government in the above matter

I have the honour to be,
Sir,
Your most obedient servant
Director

This may be sent to the Law section for kindly expediting the file referred to above

9/1/43

This may be submitted to the Minister for Education for his perusal and orders

27/1/43

L o — paper — 24

GL 155 -Ex-19

Proceedings of the Government of His Highness the Maharaja of Mysore

---

R e a d :-

1) G O No L 3530-47/M1 47-34-25, ated 16-11-34/15-2-35, approving a set of rules for the management of Municipal High Schools in the State

2) Correspondence ending with letter No M1 C 581/42, dated 21-10-42, from the Deputy Commissioner, Hassan District, reporting that two members of the Arsikere Town Municipal Council, who are also ~~elected~~ nominated to the Managing Committee of the Arsikere Municipal High School, have been arrested and detained under the Defence of India Rules and that, consequently, no meeting of the Committee could be conducted for transacting business for want of a quorum under Rule 21 of the rules referred to in the Government Order read above and soliciting orders as to whether the Municipal Council may be asked to nominate two other persons instead

3) Letter No D1 1114-128/42-43, dated 13/16-10-1942 from the Director of Public Instruction in Mysore furnishing his opinion in the matter

ORDER No L 7408-27 Dated, Bangalore, the 29/43 ~~Dec. 1942.~~

Government are pleased to direct that the following rule be added as rule 4A of the Rules for the Management of Municipal High Schools —

If any non-official member ~~is~~, for any reason, ~~unable to~~ does not attend three successive meetings of the Committee, he shall be disabled from

continuing to be a member, and his Office shall become vacant. The Municipal Council or the District Board, as the case may be, which elected such member, shall thereupon elect another member in his place On failure of the Municipal Council or the District Board as the case may be so elect a member within a reasonable time, the Deputy Commissioner may suggest the name of any person from among the non-official members of the Municipal Council or the District Board, as the case may be to the Director of Public Instruction in Mysore, on whose approval, such person shall be deemed to be a member of the Committee

Secretary to Government,
Law Department

To